

OCT 11 2006

Docket No. 350942-991102

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert E. Shostak

Serial No. 10735,218

Group Art Unit: 2682

Filed: December 12, 2003

Examiner: Lewis WEST

Title: VOICE-CONTROLLED WIRELESS COMMUNICATIONS SYSTEM  
AND METHOD

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office to facsimile number (571) 273-8300 addressed to: MAIL STOP AFTER FINAL, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 11, 2006

  
Cathy Pittman

CERTIFICATE OF FACSIMILE TRANSMISSION

MAIL STOP AFTER FINAL  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing are:

- [ 1 ] Facsimile Cover Sheet to USPTO;
- [ 1 ] Transmittal Form;
- [ 4 ] Response B; and
- [ 1 ] Certificate of Facsimile Transmission.

EM7210457.1  
350942-991102



OCT 11 2006

DLA Piper US LLP  
2000 University Avenue  
East Palo Alto, California 94303-2215  
www.dlapiper.com

T 650.833.2055  
F 650.833.2001

## FAX TRANSMISSION COVER SHEET

October 11, 2006

To:

Telephone:

Fax Number:

MAIL STOP AF

U.S. Patent and Trademark Office

(571) 273-8300

From: Timothy W. Lohse *TWL*  
650.833.2055

Client-Matter Number: 350942-991102

Re: U.S. Patent Application S/N 10/735,218 filed on December 12, 2003

Pages: - 7 - (including this form)

Originals: Will not follow

If there is a problem with this transmission, please call

650-833-1548

Fax Operator/Ext.

### Message:

Attached are the following documents which are being facsimile transmitted to facsimile number (571) 273-8300 addressed to: MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 11, 2006:

1. Fax Cover Sheet to USPTO (1 pg);
2. Transmittal Form (1 pg);
3. Response B (4 pgs); and
4. Certificate of Facsimile Transmission (1 pg);

*Cathy Pittman*  
Cathy Pittman

### CONFIDENTIALITY NOTICE

This communication is ONLY for the person named above. Unless otherwise indicated, it contains information that is confidential, privileged or exempt from disclosure under applicable law. If you are not the person named above, or responsible for delivering it to that person, be aware that disclosure, copying, distribution or use of this communication is strictly PROHIBITED. If you have received it in error, or are uncertain as to its proper handling, please immediately notify us by collect telephone and mail the original to us at the above address. Thank you.

Serving clients globally

EM7207929.1

OCT 11 2006

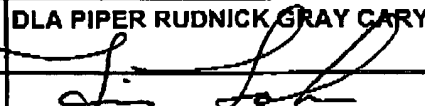
PTO/SB/21 (09-04)

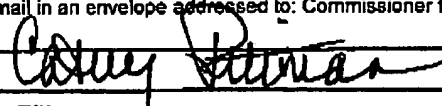
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/735,218	
	Filing Date	December 12, 2003	
	First Named Inventor	Robert E. SHOSTAK	
	Art Unit	2682	
	Examiner Name	Lewis WEST	
Total Number of Pages in This Submission	10	Attorney Docket Number	350942-991102 (2101418-991102)

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Response B <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Fax cover sheet to USPTO (1 pg); 2. Response B (After Final) (4 pgs); and 3. Cert. of Facsimile Transmission (1p).
Remarks <i>The Commissioner is authorized to charge any additional fees which may be required, including petition fees and extension of time fees, to Deposit Account No. 07-1896 (Docket No. 350942-991102).</i>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	DLA PIPER RUDNICK GRAY CARY US LLP		
Signature			
Printed name	Timothy W. Lohse		
Date	October 11, 2006	Reg. No.	35,255

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Cathy Pittman	Date	October 11, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

American LegalNet, Inc.  
www.USCourtForms.com

EM7210456.1  
350942-991102

OCT 11 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/735,218 Confirmation No. 1759  
Applicant : Robert E. SHOSTAK  
Filed : December 12, 2003  
TC/A.U. : 2682  
Examiner : Lewis WEST  
  
Docket No. : 350942-991102  
Customer No. : 26379

Title: VOICE-CONTROLLED WIRELESS COMMUNICATIONS SYSTEM  
AND METHOD

\* \* \*

RESPONSE B

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Sir:

In response to the Final Office action of August 4, 2006, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 3 of this paper.

FM7210441.1  
350942-991102